

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. )  
CARL ELDON RENECKER, )  
Defendant. )  
)  
No. CR-09-2019-RHW-2  
ORDER DENYING  
RECONSIDERATION OF DETENTION  
ORDER  
MOTION GRANTED  
(Ct. Rec. 33)

Date of bail hearing: May 20, 2009

11  The court has conducted a hearing to review bail. The court,  
12 based upon the factual findings and statement of reasons for  
13 detention hereafter set forth, and as stated in court, finds the  
14 following:

**FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

16     Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable  
17 presumption that Defendant is a flight risk and a danger to the  
18 community based on the nature of the pending charge. Application of  
19 the presumption is appropriate in this case.

20  Defendant has a history of:  Failures to appear  
21  Failures to comply

22 |  Defendant has few or no ties to the community.

23  Defendant has a  significant criminal history.

24 C Defendant has an outstanding warrant(s).

25 |  Defendant does not have a suitable residence.

26  Defendant appears to suffer from chemical dependency.

1  Other: The defendant has a history of committing violent  
2 crimes.

3  The court finds the Defendant is not supervisable.

4  By a preponderance of the evidence there are no conditions or  
5 combination of conditions other than detention that will reasonably  
6 assure the appearance of Defendant as required.

7  By clear and convincing evidence there are no conditions or  
8 combination of conditions other than detention that will ensure the  
9 safety of the community.

10  Defendant is currently on probation/supervision resulting from  
11 a prior offense.

12  Bureau of Immigration and Customs Enforcement Detainer.

13 **IT IS ORDERED:**

14 1. Defendant shall remain in detention pending disposition of  
15 this case or until further order of the court.

16 2. Defendant is committed to the custody of the U.S. Marshal  
17 for confinement separate, to the extent practicable, from persons  
18 awaiting or serving sentences or being held in custody pending  
19 appeal.

20 3. Defendant shall be afforded reasonable opportunity for  
21 private consultation with counsel.

22 DATED May 20, 2009.

23  
24 s/James P. Hutton  
25 JAMES P. HUTTON  
26 UNITED STATES MAGISTRATE JUDGE  
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